

SENATE BILL 230

L2

5lr1817
CF HB 167

By: **Calvert County Senators**

Introduced and read first time: February 3, 2015

Assigned to: Education, Health, and Environmental Affairs

Committee Report: Favorable

Senate action: Adopted

Read second time: February 27, 2015

CHAPTER _____

1 AN ACT concerning

2 **Calvert County – Length of Service Award Program – Recipient Benefits**

3 FOR the purpose of altering the age at which certain individuals may begin to receive
4 certain benefits under the Length of Service Award Program for Calvert County;
5 altering a certain additional amount that is payable under the Program for certain
6 volunteer service; repealing a certain limit on a maximum benefit payable under the
7 Program; authorizing a certain death benefit to be paid to a certain alternate
8 beneficiary if a certain volunteer dies and is unmarried at the time of death;
9 providing for the termination of the death benefit for an alternate beneficiary; and
10 generally relating to the Length of Service Award Program in Calvert County.

11 BY repealing and reenacting, with amendments,
12 The Public Local Laws of Calvert County
13 Section 14–102
14 Article 5 – Public Local Laws of Maryland
15 (2002 Edition and July 2014 Supplement, as amended)

16 SECTION 1. BE IT ENACTED BY THE GENERAL ASSEMBLY OF MARYLAND,
17 That the Laws of Maryland read as follows:

18 **Article 5 – Calvert County**

19 14–102.

EXPLANATION: CAPITALS INDICATE MATTER ADDED TO EXISTING LAW.

[Brackets] indicate matter deleted from existing law.

Underlining indicates amendments to bill.

~~Strike out~~ indicates matter stricken from the bill by amendment or deleted from the law by amendment.



1 (a) Any individual who has served as a member of any Calvert County volunteer
2 fire company, Calvert County volunteer rescue squad, or Calvert County rescue dive team
3 is eligible to receive the following benefits, provided that:

4 (1) The individual is certified in accordance with the provisions of § 14–101
5 of this subtitle to have served as an active volunteer subsequent to January 1, 1986.

6 (2) Any individual who discontinued active volunteer service prior to
7 January 1, 1986, may receive credit for the service after being certified in accordance with
8 the provisions of § 14–104(b) of this subtitle.

9 (b) **(1)** Beginning January 1, 1992, **AND ON OR BEFORE JUNE 30, 2015**, any
10 individual who has reached the age of 55 and who has completed a minimum of 25 years of
11 certified active volunteer service, with any Calvert County volunteer fire company,
12 volunteer rescue squad, or rescue dive team or any combination of volunteer fire company
13 service, volunteer rescue squad service, and rescue dive team **SERVICE**, shall receive
14 benefits in the amount of \$400 per month, for life. Payments shall begin on the first day of
15 the first month following eligibility and payments shall be made directly to the volunteer
16 entitled to the benefits.

17 **(2) BEGINNING JULY 1, 2015, ANY INDIVIDUAL WHO HAS REACHED**
18 **THE AGE OF 50 AND WHO HAS COMPLETED A MINIMUM OF 25 YEARS OF CERTIFIED**
19 **ACTIVE VOLUNTEER SERVICE, WITH ANY CALVERT COUNTY VOLUNTEER FIRE**
20 **COMPANY, VOLUNTEER RESCUE SQUAD, OR RESCUE DIVE TEAM OR ANY**
21 **COMBINATION OF VOLUNTEER FIRE COMPANY SERVICE, VOLUNTEER RESCUE**
22 **SQUAD SERVICE, AND RESCUE DIVE TEAM SERVICE, SHALL RECEIVE BENEFITS IN**
23 **THE AMOUNT OF \$400 PER MONTH, FOR LIFE. PAYMENTS SHALL BEGIN ON THE**
24 **FIRST DAY OF THE FIRST MONTH FOLLOWING ELIGIBILITY AND PAYMENTS SHALL BE**
25 **MADE DIRECTLY TO THE VOLUNTEER ENTITLED TO THE BENEFITS.**

26 (c) An additional payment of [~~\$4~~] **\$10** per month shall be added to the benefits
27 described in Subsection (b) of this section, for each full year of volunteer service in excess
28 of 25 years[, providing that a maximum benefit of \$500 per month or equivalent shall be
29 payable to any individual].

30 (d) In the event that any active volunteer becomes disabled during the course of
31 the volunteer's service as a volunteer fireman, rescue squad member, or rescue dive team
32 member while actively engaged in providing the services and in the event that the disability
33 prevents the volunteer from pursuing the normal occupation of the volunteer and that the
34 disability is of a permanent nature, as certified by the State Workers' Compensation
35 Commission or other competent medical authority as designated by the Board of County
36 Commissioners of Calvert County, then the volunteer is entitled to receive the benefits
37 prescribed in Subsection (b) and any other benefits the volunteer may be entitled to
38 regardless of age or length of service. These benefits shall begin on the first day of the first
39 month following the establishment of the permanency of the disability.

1 (e) In the event that any qualified volunteer dies while receiving benefits, then
2 the surviving spouse of the volunteer is entitled to benefits equal to 50% of the volunteer's
3 benefits. These benefits shall terminate upon death or remarriage of the spouse.

4 (f) In the event that a volunteer who has completed 25 years of certified service
5 dies prior to receiving any benefits under this section[, the]:

6 **(1) IF MARRIED AT THE TIME OF DEATH:**

7 **(I) THE** surviving spouse of the volunteer is entitled to benefits
8 equal to 50% of the benefits earned by the deceased volunteer[. These]; **AND**

9 **(II) THESE** benefits shall terminate upon death or remarriage; **OR**

10 **(2) IF NOT MARRIED AT THE TIME OF DEATH:**

11 **(I) AN ALTERNATE BENEFICIARY DESIGNATED BY THE**
12 **VOLUNTEER IS ENTITLED TO BENEFITS EQUAL TO 50% OF THE BENEFITS EARNED**
13 **BY THE DECEASED VOLUNTEER; AND**

14 **(II) THESE BENEFITS SHALL TERMINATE UPON THE EARLIER**
15 **OF:**

16 **1. 10 YEARS OF BENEFITS;**

17 **2. DEATH OF THE ALTERNATE BENEFICIARY; OR**

18 **3. MARRIAGE OF THE ALTERNATE BENEFICIARY.**

19 (g) (1) In the event a qualified volunteer who has completed 25 years of
20 certified service dies, a burial benefit up to \$6,000 shall be payable.

21 (2) In the event a volunteer who is receiving benefits under Subsection (h)
22 of this section dies, a burial benefit up to \$240 for each year of certified service shall be
23 payable.

24 (h) In the event that any active volunteer fireman, squad member, or rescue dive
25 team member (defined as an individual who has at least two years of qualifying service in
26 the five preceding years) attains the age of 70 years and fails to achieve the required 25
27 years of service, the volunteer is entitled to a monthly benefit of the number of years of
28 certified service completed multiplied by \$8. These benefits shall be payable in the normal
29 manner.

30 SECTION 2. AND BE IT FURTHER ENACTED, That this Act shall take effect July
31 1, 2015.